

## MARTIN HITS BACK. HOT SHOT FOR THE POLICE.

He Denies the Statements of Ex-Supt. of Police Murray.

Says There Was No Dispute About the Anti-Spy Resolution.

Asks Why Byrnes Did Not Object Before Now.

The announcement that ex-Superintendent of Police Murray had come to the support of Supt. Byrnes in the latter's controversy with the Police Board, caused a great deal of discussion in the big white building in Mulberry street to-day, and caused Commissioner Martin to make another statement.

Murray was Superintendent at the time of the passage of the anti-spy resolution, and his declaration that Martin caused the announcement of the resolution, and that he had previously found fault with Byrnes for arresting Mayor-elect, was the subject of a great deal of comment.

Byrnes, while acting Superintendent, Mr. Murray says, opposed any interference on the part of Mr. Martin, but he was overruled by the Police Board, and up until last week President Martin arrived at the Police Board, and each has enjoyed the benefit of the other's influence.

Supt. Byrnes refused to-day to discuss ex-Supt. Murray's statements, or to make any explanation whatever.

When President Martin arrived at the Police Headquarters he dictated the following:

"I have no desire to enter into any controversy with the retired members of the force, but I am sure that I will do to look after active members. I will say, however, that the ex-Superintendent's recollection of the events of 1932 and 1933, in reference to the famous anti-spy resolution, is not correct.

"He states that there were many differences between myself and Acting Supt. Byrnes as to the meaning of that resolution. I may have had some difference between us, but no discussion on the subject. To show that I was not, when Supt. Murray resigned in April, 1932, I immediately proposed Inspector Byrnes as my successor. There was no difference between us, and I certainly would not have been anxious to do so.

"I am sure that the ex-Superintendent's conclusion is not correct. I am sure that Acting Supt. Byrnes interpreted the resolution of 1932 as interfering with him in the discharge of his duties, and he waited from the time of the adoption until Sept. 6, 1932, before he presented the matter to the Board of Police.

Joseph Brady, the bartender in ex-Alderman Patrick Farley's saloon at 121 Bowery; Frederick Knodell, of 420 Grand street; and Carl Dietrich, of 121 Bowery, were held for examination by Justice Simms in the Essex Market Police Court to-day on charges of violation of the Excise laws.

## CAN'T REACH BRIBERY CASES.

The Grand Jury Will Be Busy with Other Matters All This Week.

The grand jury disposed of thirty-eight prison cases yesterday and to-day, out of the sixty-seven which were awaiting their action when Judge Cowing charged them yesterday to dispose of the cases first and then take up the charges against police officials.

To-morrow the grand jury will probably finish up the remaining cases, but on Thursday they will receive another batch of thirty or forty, which will keep them busy for the balance of the week. It was expected that they would begin the investigation of the police bribery charges to-day.

It was said to-day that Assistant District Attorney Wellman, who has been taking a vacation at Southampton, L. I., may now return at any day, although he had originally intended to remain away until Oct. 15.

As Assistant District Attorney Osborne is occupied as prosecuting attorney in the Court of General Sessions, he will not be able to help, and it is expected that the police bribery cases to the grand jury unless he is relieved from his court work.

## FAVORED BY JUDGE COWING.

He Also Wants Excise Cases Tried in Special Sessions.

Judge Cowing's attention was drawn this morning to the suggestion made by District Attorney Wellman yesterday that the Court of Special Sessions be empowered to hold jury trials for the purpose of disposing of the thousands of Excise cases which it is impossible for the General Sessions court to try at this time.

He earnestly in favor of such a move, and said Judge Cowing, "I am in favor of having all misdemeanor cases of every description tried in the Court of Special Sessions. The Special Sessions Court should have power to summon either common-law police officers or statutory juries of six men to try such cases. This power can only be conferred by a constitutional amendment, but it should be done.

"The General Sessions Court has enough to do in trying felony cases. It is a waste of the people's money and of valuable time to try small misdemeanor cases in this court. Of course, any saloon-keeper may demand a trial by jury, but such an event is rare, and under the existing laws, he is tried in General Sessions."

## SCHMITTBERGER HIS ALLY.

Tenderloin Police Captain Indorses Rev. D. Junior's Opposition.

Capt. Schmittberger, of the "Tenderloin" Precinct, was before the Excise Commissioners this morning, with eight of his policemen, to testify against the character of Henry H. Tobin's saloon at 31 Seventh avenue.

Tobin had applied for a renewal of his license, and the big Police Captain and his officers, aided on by the Rev. D. Junior, pastor of the Catholic Church, informed Church, which is near Tobin's saloon, were there to see that he didn't get it.

The Rev. Mr. Junior testified that Tobin had been a gambling man for many years, and that he was a terrible bad place, and the reason for this was that the policeman testified in a like strain. Commissioners asked him to state what he had at an ex-cise trial, and he put many searching questions to all of the witnesses. Decision was reserved.

## CONTESTED BY A DAUGHTER.

Michael Conlan's Will Not Admitted to Probate.

Michael Conlan, who lived at 87 Fifth avenue, Brooklyn, died in Gouverneur Hospital on January 1933, leaving an estate of \$50,000. A will offered for probate to-day bequeathed his daughter, a widow, the rest of the property between his wife and sister.

The daughter contested the will, and alleged that her father was "drunk" when the will was drawn, and that Mr. Wilson, of the Hospital, held Conlan's hand while he signed the will. The court, not to him, his daughter claimed, and he was ignorant of the contents. The will was not admitted to probate.

You read the Evening World! You read the Sunday World!

## A TORNADO HITS WICHITA. Over in Two Minutes, but Its Path One of Destruction.

Thirty Buildings Wrecked—Three Deaths in the Storm Reported.

WICHITA, Kan., Oct. 2.—A rain cloud from the West came in contact with a storm cloud from the South last night, and the result was a tornado which struck and proceeded to demolish property. The Twelfth street depot of the Missouri Pacific was the first building struck, and it was completely demolished, the roof striking the stable of Mr. Hopp, two blocks away, rashing it to the ground.

The storm passed east about a mile, and then struck the Twelfth street depot, which was completely demolished. The storm passed east about a mile, and then struck the Twelfth street depot, which was completely demolished.

Three children were hurt and two men were reported killed at Police Headquarters. The storm passed east about a mile, and then struck the Twelfth street depot, which was completely demolished.

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## BALTIMORE BASEBALL MAD. The Mayor Himself Will Welcome the Pennant Winners.

An Immense Demonstration Awaits the Returning Orioles.

BALTIMORE, Md., Oct. 2.—For no public or patriotic event in any day has there been so much enthusiasm in preparation and such a general desire to participate as in the arrangements for the reception of the champion Orioles to-night.

The parade committee has finally arranged the triumphal procession from the depot around the city, and thence to the Fifth Regiment Armory in eight divisions, and it promises to be a unique affair with martial music.

It will be dark when the champions arrive, and there will be fireworks, lanterns, and a great display of flags. The parade will be a unique affair with martial music.

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## CHANGES AT THE THEATRES. IN BROOKLYN PLAYHOUSES.

"The Amazons" Introduced at the Columbia Theatre.

"Fatintza" at the Amphion—Other Attractions.

"Pawn Ticket No. 210" Revived at Niblo's.

A gloomy drama, of the style known as psychological, called "Der Andere," by Paul Lukas, the first metropolitan presentation at the Irving Place Theatre, last night. It told of the strange adventures of a German prosecutor, whose close study of the criminal classes, ruined his nervous system.

He became morbid and feverish, and finally entered an unconscious desire to participate in the crimes that it was his aim to suppress. His association with burglars led him to attempt to burglariously enter his own house, but these spells left him at the right time, and he had no knowledge of them afterwards.

The play recalled "The Jewell and Mr. Hyde" to a good many, but the duality suggested by Paul Lukas was less fanciful than that in Stevenson's powerful story. "Der Andere" proved to be overwhelmingly interesting while it was being acted, but it has no sufficient reason to be for the purpose of popularity. It was capably interpreted by Arthur Engel and others.

"Pawn Ticket No. 210," a play by Clara M. Green and a play by Clara M. Green, was revived at Niblo's last night. Since the play was last seen in Brooklyn it has been a success. It was revived at Niblo's last night. Since the play was last seen in Brooklyn it has been a success.

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